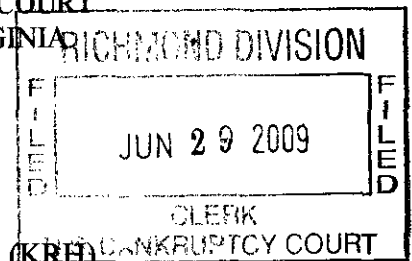


IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION



-----X
In re:

Chapter 11

CIRCUIT CITY STORES, INC.,
Et al.,

Case No. 08-35653 (KRH)

Debtors.

Jointly Administered
-----X

**DEBTORS' NINTH OMNIBUS OBJECTION TO CERTAIN
(I) LATE CLAIMS AND (II) LATE 503 (B) (9) CLAIMS
RESPONSE**

2. Sheryl A. Borger - Claim Number 11633

The amount of the Claim, \$769.96, is based upon the cost and services required in order to replace the computer tower that crashed at and was improperly discarded by the Circuit City store in Taylor, Michigan. As outlined by the manager of the store: \$750.00 tower; \$99.99 Basic Computer Setup; \$29.99 System Restoration CD; \$39.99 New Computer Setup; \$99.99 Transfer files and firewall install; minus \$250.00 toward new tower.

3. This claim should be considered on its own merits, as the Claim is customer-related pertaining to continuing services - most likely substantially different from other C Late Claims, occurring after the Petition Date and filed as soon as it was possible.

It was indicated that destroying a tower prior to the pick-up time limit occurs rarely, and that the tower would be replaced, including services required to install the disk to the new tower. I had brought the tower in twice. The manager found the second date on record, but that it had been mistakenly discarded per the first date, without prior required telephone notification. The manager was to call me regarding repair as it had "crashed". I went into the store to speak to the manager. The tower could not be located. Firedog was being implemented, the manager in training at the time of the discard. I was told that the policy was being changed and letters of notification would be utilized from then on. Several times, managers were transferred causing delays relaying the information and resolution. Receipt for Malremove, Checkpc, disk copy, Inbound Computer Info form (Attachment I).

The New York Times Publication: November 10, 2008, "...James Marcum, vice chairman and acting president and chief executive of Circuit City Stores, said Monday that the company intended to live on beyond Christmas and to emerge stronger than before. He said the public could have confidence in doing business with the company." (Attachment A)

Page 7-8 Objection: "The basis of this Objection is that the claims included herein were not filed timely." "...that are creditors holding or wishing to assert "claims"... arising before the Petition Date...are required to file...on or before...January 30, 2009..." The Petition Date is November 10, 2008. This Claim is related to computer sales and services that were continuing at the store, after the Petition Date - as noted above, by the "chief executive".

Page 13 Objection: "... courts have not allowed claims filed by creditors after the bar date, absent special circumstances." "(Because Bean did not timely file his bankruptcy claim after having been given constitutionally sufficient notice, his claim is barred under well-settled authority, 11 U.S.C. 1141(D) and Bankruptcy Rule 3003 (C) (2).)" This claim falls under "special circumstances", filed as soon as it was possible, upon validity of claim.

This is a consumer debt owed to a single creditor. It was not listed or scheduled in time to permit timely filing of a proof of claim; nor did I have notice or actual knowledge of the case in time for such timely filing and request.

Page 3 Objection "On January 16, 2009, the Court approved the Agent's bid and authorized the Debtors to conduct going out of business sales at the Debtor's remaining stores (D.I. 1634). The Agent commenced going out of business sales at the Debtors' remaining stores on January 17, 2009."

January 2009, manager, Mr. James Call indicated tower Compaq Presario would replace my crashed and discarded tower to include services and in-home services. I printed this information (Attachment B). January 16, 2009, Mr. Call indicated that I should see the manager in order to obtain the replacement tower and services, as he had sent e-mail regarding this. Therefore, Brian Borger and I went to the store, but the manager was in meeting with associates. The assistant provided the contact number for corporate. The tower loss was assigned Corporate ID number 2952296 on January 16, 2009. I promptly sent a certified letter to the corporate offices, receipt dated January 29, 2009 (Attachment C). February 2, 2009, I received a reply from Corporate, Morgan Lawrence, and instructions to access www.kccllc.net/circuitcity for information regarding Claims. Upon receiving a return phone call from K.C.C., that claims were being accepted, and per recommendation Form B 10; received February 27, 2009 (Attachment D, 1st page), assigned Claim Number 11633.

Page 3, Objection, "Background: The debtors continue to manage and operate their businesses as debtors in possession pursuant to Bankruptcy Code sections 1107 and 1108."

"Will Circuit City offer PC services and repairs at liquidation stores during the closing sale?"
"Services already underway at the liquidation stores will be completed promptly..." - dated January 20, 2009 (Attachment E). See provided contact number and reference number for firedog (Attachment F). Firedog ad states "We stand behind everything we do: All of our work is guaranteed." Etc. (Attachment G) This claim pertains to these continuing operations and services.

Pursuant to section 105(a) of the Bankruptcy Code, which empowers the Court to "issue any order, process, or judgment that is necessary or appropriate to carry out the provisions of [The Bankruptcy Code]." ("the allowance or disallowance of a claim in bankruptcy is a matter of federal law left to the bankruptcy court's exercise of its equitable powers."). The validity of the Claim is set forth.
I request the Honorable Court to find for the equitable allowance of this Claim.

4. Please see Attachments referenced above.
5. Please see DECLARATION (Attachment H).
6. Authority Notice Address: Sheryl A. Borger, 31654 Lynne Drive, Rockwood, MI 48173
Telephone number 734-379-9632 - Facsimile number 734-789-8265

RESPECTFULLY SUBMITTED,

Sheryl A. Borger
Sheryl A. Borger

6-25-09
Date

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Bits

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Cellphones, Cameras, Computers
and more

November 10, 2008 Article attached.

Please refer to Page 4

1 of 5

Attachment A

2 of 5

Circuit City Seeks Bankruptcy Protection

By STEPHANIE ROSENBLOOM
Published: November 10, 2008

Any retailer that was weak before the economic downturn appears likely to end up as one of its victims. The latest example is Circuit City, one of the nation's largest electronics retailers, which filed for bankruptcy protection on Monday after months of declining sales.

SIGN IN TO
RECOMMEND

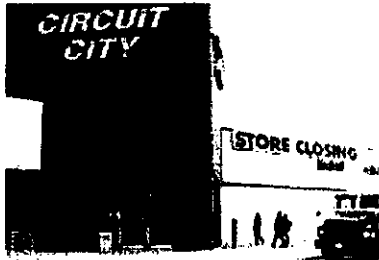
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LM Otero/Associated Press

A \$1.1 billion line of credit will keep goods flowing to Circuit City through the holidays.

The company said bankruptcy reorganization would help it win back vendors worried about being paid, and that a \$1.1 billion line of credit would keep goods flowing to Circuit City stores through the crucial holiday season. But outside experts said the prospects of long-term survival for a chain in Circuit City's position were bleak.

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RECOMMEND

A story
about two
strangers.



Related

Times Topics: Circuit
City Stores Inc.

Bits: Circuit City's Woes
May Hurt Electronics
Makers

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The company's problems go back a decade, and it had long been faulted by Wall Street analysts for poor strategic decisions. The dismal economy of recent months finally sent the company over the edge. Analysts foresee similar bankruptcy

filings by other retailers that turn in a poor performance this holiday season.

all A

3.85



Jay Paul/Bloomberg News

"The environment is the nail in the coffin, but Circuit City has been going through a turnaround for many years," said Stacey Widlitz, an analyst with Pali Research.

In the 1980s, Circuit City was one of the nation's strongest retailers. But then came a series of critical missteps.

Circuit City said it would continue to accept returns and to honor warranties, which were secured by third-party institutions.

"In the 1990s, they signed cheap real estate leases in inferior locations, and sealed their fate doing that," Ms. Widlitz said. Many of the spaces were too big and made for an uninviting shopping experience. As its fortunes worsened, Circuit City laid off thousands of its most experienced salespeople last year to save money, killing morale at the stores and angering customers.

Meanwhile, analysts said, its archrival, Best Buy, secured better real estate, offered better service and adapted more quickly to a difficult marketplace for electronic goods.

Circuit City is still the nation's second-largest dedicated consumer electronics retailer after Best Buy, with more than 700 stores. Last week it said it would close 155 of them, open fewer new ones, renegotiate some leases and cut staff members at its headquarters.

The retailer had been limping along for months, its shares losing more than 90 percent of their value since the beginning of the year. Sales for the three months ending in August fell 13.3 percent.

4 of 5

No liquidation of Circuit City is imminent; the company filed under provisions of the bankruptcy code that would allow it to keep operating while it revamped and sought fresh financing.

James A. Marcum, vice chairman and acting president and chief executive of Circuit City Stores, said Monday that the company intended to live on beyond Christmas and to emerge stronger than before. He said the public could have confidence in doing business with the company.

"The decision to restructure the business ... should provide us with the opportunity to strengthen our balance sheet, create a more efficient expense structure and ultimately position the company to compete more effectively," he said.

Most electronic products sold at Circuit City and other stores are backed by manufacturers' warranties. Circuit City said it would continue to accept returns as before and to honor its add-on warranties, which were secured by third-party financial institutions, and its gift cards.

While Circuit City's troubles mean that Best Buy can gain additional market share, that company will face stiff competition. Discount stores like Wal-Mart and Costco and the online retailer Amazon.com have become significant players in electronics sales.

Even in the best of economies, electronics is a difficult business. For one, the clock is ticking the moment a piece of technology hits the shelf. The more time passes, the more its value depreciates. Second, unlike a few years ago, it is not hard to sell a flat-panel television set anymore, said David A. Schick, an

ell A

5.45

analyst at Stifel Nicolaus. Consumers are familiar with the features and many would rather sacrifice expert sales advice for a bargain at Wal-Mart or an Internet retailer.

In a down economy, only the best electronics operators survive.

“Every time the consumer has a hiccup or a slowdown, an electronics player goes bankrupt,” said Mr. Schick, ticking off bygone names like Crazy Eddie and CompUSA.

David J. Urban, a professor of marketing at Virginia Commonwealth University’s business school in Richmond, where Circuit City has its headquarters, said that making job cuts just before Christmas indicated Circuit City’s dire financial situation.

“The question is how much longer after that are they going to be able to survive?” he said. “If you have to do this to be able to ensure you’ll have adequate merchandise for the holiday season and its already the 10th of November, it’s not good.”

Stephen Hoch, a professor of marketing and the director of the Jay H. Baker Retailing Initiative at the Wharton School at the University of Pennsylvania, said it had become hard for retailers “to shrink dramatically and gracefully.” Many that get into trouble, he said, end up disappearing.

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Basic Computer Setup - In-Home

\$99.99

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See availability information and store locations
You will be able to review any choices made here during checkout.

Get it today with free in-store pickup

Make your purchase online and pick up your product today at your local store

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Estimated arrival dates

Basic(tracking not included): (Arrives: 1/12/09 [More shipping information](#)
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Standard: (Arrives: 1/6/09 - 1/8/09) ✓

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Returns

14-day return policy
15% restocking fee

PC in-store service



Bring in your PC and let fire dog do the work

System Restoration CD by fire dog - In-Store

\$29.99

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New Computer Setup - In-Store

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See places to get it

zip code **go**

Enter your zip to see stores

add to cart
and have it shipped

ConsumerReports

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SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<p><input checked="" type="checkbox"/> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p><input checked="" type="checkbox"/> Print your name and address on the reverse so that we can return the card to you.</p> <p><input checked="" type="checkbox"/> Attach this card to the back of the mailpiece, or on the front if space permits.</p> <p>1. Article Addressed to:</p> <p>Circuit City 9954 Mayland Richmond, VA 23233</p>	<p>A. Signature <input checked="" type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee <i>Marica James</i></p> <p>B. Received by (Printed Name) <i>Marica James</i></p> <p>C. Date of Delivery <i>1-29-09</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
2. Article Number (Transfer from service label)	7007 0220 0002 4176 1467

B 10 (Official Form 10) (12/07)

UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF VIRGINIA		PROOF OF CLAIM
<p><i>See Attached</i> Debtor against which claim is asserted: (Check only <u>one</u> box below:)</p> <div style="display: flex; flex-wrap: wrap;"> <div style="width: 33%;"> <input checked="" type="checkbox"/> Circuit City Stores, Inc. (Case No. 08-35653) <input type="checkbox"/> Circuit City Stores West Coast, Inc. (Case No. 08-35654) <input type="checkbox"/> InterTAN, Inc. (Case No. 08-35655) <input type="checkbox"/> Ventoux International, Inc. (Case No. 08-35656) <input type="checkbox"/> Circuit City Purchasing Company, LLC (Case No. 08-35657) <input type="checkbox"/> CC Aviation, LLC (Case No. 08-35658) </div> <div style="width: 33%;"> <input type="checkbox"/> CC Distribution Company of Virginia, Inc. (Case No. 08-35659) <input type="checkbox"/> Circuit City Stores PR, LLC (Case No. 08-35660) <input type="checkbox"/> Circuit City Properties, LLC (Case No. 08-35661) <input type="checkbox"/> Orbyx Electronics, LLC (Case No. 08-35662) <input type="checkbox"/> Kinzer Technology, LLC (Case No. 08-35663) <input type="checkbox"/> Courchevel, LLC (Case No. 08-35664) </div> <div style="width: 33%;"> <input type="checkbox"/> Abbott Advertising, Inc. (Case No. 08-35665) <input type="checkbox"/> Mayland MN, LLC (Case No. 08-35666) <input type="checkbox"/> Patapsco Designs, Inc. (Case No. 08-35667) <input type="checkbox"/> Sky Venture Corporation (Case No. 08-35668) <input type="checkbox"/> XSSuff, LLC (Case No. 08-35669) <input type="checkbox"/> PRAHS, INC. (Case No. 08-35670) </div> </div>		
<p>NOTE: This form should not be used to make a claim for administrative expenses arising after the commencement of the case. A request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503(a).</p>		
<p>Name of Creditor (the person or other entity to whom the debtor owes money or property): <u>Sheryl A. Berger</u></p> <p>Name and address where notices should be sent: <u>31654 Lynne Drive</u> <u>Rockwood, MI 48173</u> Telephone number: <u>734-379-9632</u></p> <p>Name and address where payment should be sent (if different from above): Telephone number: _____</p>	<input type="checkbox"/> Check this box to indicate that this claim amends a previously filed claim. <p>Court Claim Number: _____ (If known)</p> <p>Filed on: _____</p>	
<p>1. Amount of Claim as of Date Case Filed: <u>\$ 769,96 - \$1,019.96</u></p> <p>If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4.</p> <p>If all or part of your claim is entitled to priority, complete item 5.</p> <p><input type="checkbox"/> Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.</p>	<p>5. Amount of Claim Entitled to Priority under 11 U.S.C. § 507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount.</p> <p>Specify the priority of the claim.</p> <p><input type="checkbox"/> Domestic support obligations under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).</p> <p><input type="checkbox"/> Wages, salaries, or commissions (up to \$10,950*) earned within 180 days before filing of the bankruptcy petition or cessation of the debtors business, whichever is earlier — 11 U.S.C. § 507(a)(4).</p> <p><input type="checkbox"/> Contributions to an employee benefit plan — 11 U.S.C. § 507(a)(5).</p> <p><input type="checkbox"/> Up to \$2,425* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use — 11 U.S.C. § 507(a)(7).</p> <p><input type="checkbox"/> Taxes or penalties owed to governmental units — 11 U.S.C. § 507(a)(8).</p> <p><input type="checkbox"/> Other - Specify applicable paragraph of 11 U.S.C. § 507(a)(____).</p>	
<p>2. Basis for Claim: <u>GOODS SOLD AND SERVICES PERFORMED AND IMPROPER DISCARD</u> (See instruction #2 on reverse side.)</p>		
<p>3. Last four digits of any number by which creditor identifies debtor: _____</p> <p>3a. Debtor may have scheduled account as: <u>CIRCUIT CITY</u> (See instruction #3a on reverse side.) <u>Corporate Case 2952216</u></p>		
<p>4. Secured Claim (See instruction #4 on reverse side.) Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information.</p> <p>Nature of property or right of setoff: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other Describe: _____</p> <p>Value of Property: \$ _____ Annual Interest Rate ____ %</p> <p>Amount of arrearage and other charges as of time case filed included in secured claim, if any: \$ _____ Basis for perfection: _____</p> <p>Amount of Secured Claim: \$ _____ Amount Unsecured: \$ _____</p>		
<p>6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.</p> <p>7. Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements or running accounts, contracts, judgments, mortgages, and security agreements. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. (See definition of "redacted" on reverse side.) <u>Attached</u></p> <p>DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING. If the documents are not available, please explain: _____</p>		
<p>Date: <u>2-18-09</u></p>	<p>Signature: the person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any.</p> <p><u>Sheryl A. Berger</u> <u>Sheryl A. Berger</u></p>	
<p>FOR COURT USE ONLY</p> <p style="font-size: 2em; font-weight: bold;">RECEIVED</p> <p style="font-size: 1.2em; font-weight: bold;">FEB 27 2009</p>		

- Yes, home delivery service will still be available for products purchased from liquidation stores.

Will Circuit City offer home theater installations during the closing sale?

- No, we will not be offering home installation services.

*** Will Circuit City offer PC services and repairs at liquidation stores during the closing sale?**

- Services already underway at the liquidation stores will be completed promptly, but no additional jobs will be at these stores.

Will car electronics installations be available at liquidation stores during the closing sale?

- Yes, Circuit City stores will continue to offer car electronics installation during the closing sale.

Will Circuit City's extended warranties still be available on products purchased from liquidation stores?

- Yes, we're making no changes to our Circuit City Advantage Protection Plans®. Coverage is national and purchases will still be protected just as they always were.
- Circuit City Advantage Protection Plans® have been backed by third-party independent companies for more than 10 years and as a result, are not impacted by Circuit City's bankruptcy or liquidation.
- Currently, all Circuit City Advantage Protection Plans are fully backed by the Assurant Solutions companies. Assurant Solutions operates as Federal Warranty Service Corporation, Sureway, Inc., and United Service Protection, Inc. Assurant Solutions is part of Assurant, Inc. (NYSE: AIZ), and its extended service contracts are backed by an A insurance subsidiary rated A "Excellent" by A.M. Best Co.

What if a customer purchased products at one of the closing stores and the product needs service?

- For products covered under the manufacturer's warranty, customers should call the manufacturer.
- For products covered under Circuit City Advantage®, guests can call the toll-free number that is printed on the product receipt.

» [Read the press release about Circuit City's liquidation](#)

» [Learn more at our investor relations website](#)

COMMENT F

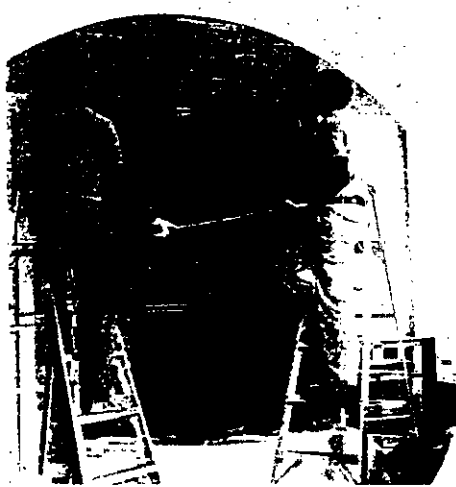
Reference #
12068167

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Ext. 3.

Firedog Corporate

5 Pages

1 of 5



- All of our work is guaranteed.
- We are insured and bonded.

What is firedogSM?

firedogSM is a caring guide ready to help you get the most from your technology. Whether it's installing a home theater, resolving a PC problem or dealing with other technically mind-boggling dilemmas, only firedogSM can get your entire digital world to obey.



Home Theater Services



What good is having a new home theater, if it doesn't look and sound great? We can help design and install your dream system and offer detailed training on how to use it.

PC Services



Whether you use your PC for work or play, we can handle all of your PC needs from installation and upgrades to wireless networking and more.

Integrated Services



Want to play wireless online games on your home theater? Watch a digital slideshow on your tv? Stream music throughout your house? firedog is the one service that can get all your favorite gadgets to work together.

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Page 3 of 5

Free In-Home Consultation

with purchase of any 37" or bigger flat panel television.

Purchase the TV this week and take up to 30 days to schedule your free in-home consultation. (\$99.99 value)



PC Services.
Home Theater Services.
And more.

One number to call for
all your technology needs.



Free PC Checkup

no matter where you bought it.

Bring your PC to any store and we'll check it out and tell you what you need to get your PC running good as new. ✓
(\$39.99 value. See page 5 for details.)



1.800.firedog • www.firedog.com • available at 

Inbound Computer Info

Computer Brand:	Model:	Serial #:
Additional Items:	Ticket #:	
Warranty Entitlement: <input type="checkbox"/> Manufacturer Warranty <input type="checkbox"/> Circuit City Advantage <input type="checkbox"/> Circuit City Advantage Plus		

Customer Information

Last Name:	First Name:	Cell Phone #:
Address:	Apt/Suite #:	Home Phone #:
City:	State:	Zip Code:
		Email:

In Store Services

<input type="checkbox"/> Diagnostic	(FD DIAGNOS or FDC CSPDIAG or FDC MFGDIAG)	\$59.99
Complete hardware and software diagnostic of your PC (Hardware diagnostic may be covered by Circuit City Advantage plan, see a technician for details).		
<input type="checkbox"/> Operating System and Security Service	(FD DIAGNOS, FD DATAMIG, FD MALREMOVE, FD PCSET)	\$310.96¹
Complete hardware and software diagnostic of your PC. Removal of viruses and spyware, or a complete backup of your data files and system restoration if virus/spyware is not removable. Install Norton Internet Security™ (AntiVirus and Firewall). Install SpySweeper™ AntiSpyware.		
<input type="checkbox"/> Operating System Service	(FD DIAGNOS, FD DATAMIG, FD MALREMOVE)	\$199.97
Complete hardware and software diagnostic of your PC. Removal of viruses and spyware, or a complete backup of your data files and system restoration if virus/spyware is not removable.		
<input type="checkbox"/> Advanced Security Setup	(FD PCSET, FD WINUPDATE)	\$140.98¹
Install Norton Internet Security™ (AntiVirus and Firewall). Install SpySweeper™ AntiSpyware. Update Windows® with the latest Microsoft® patches. Enhance the speed and functionality of your computer.		
<input type="checkbox"/> System Tune-Up	(FD SYMTUNE)	\$29.99
Optimize your PC to boot up faster, and remove unnecessary programs.		
<input type="checkbox"/> Microsoft® Office Installation	(FD SFTWRIN)	\$159.98
Install Microsoft® Word, Excel, PowerPoint® (if applicable). A must have for any student!		
<input type="checkbox"/> Data Migration	(FD DATAMIG)	\$59.99
Bring in your old functional computer or hard drive and we'll migrate your data to your new computer (Per HDD).		
<input type="checkbox"/> Data Recovery	(FD DATAMIG x 4)	\$239.96
Bring in your hard drive, and we'll recover your data from a failed hard drive to spin-up.		
<input type="checkbox"/> System Customization	(FD SYMCUST)	\$24.99
Customize your new computer with personalization, username, background, etc.		
<input type="checkbox"/> Windows Updates Installation	(FD WINUPDATE)	\$29.99
Update Windows® with the latest Microsoft® patches		
<input type="checkbox"/> OS Installation/Upgrade with Driver Search	(FD OPSYMIN, FD TECH30)	\$149.98²
Install your Operating System and manually search for the hardware drivers. Perfect if you don't have your restore CDs anymore.		
<input type="checkbox"/> OS Installation/Upgrade	(FD OPSYMIN)	\$119.99²
<input type="checkbox"/> OS Installation/Upgrade with Driver Search	(FD OPSYMIN, FD TECH30)	\$149.98²
<input type="checkbox"/> Transfer Windows XP Data	(FD DATAMIG)	\$19.99
Transfer up to 100 hours of work from tapes to a new DVD drive.		
<input type="checkbox"/> I/O Card Installation	(FD IOWINA)	\$39.99
<input type="checkbox"/> Drive Installation	(FD PCINST2)	\$49.99
<input type="checkbox"/> Peripheral Installation	(FD PERINST)	\$29.99
<input type="checkbox"/> ISP Software Installation	(FD ISPINST)	\$29.99
<input type="checkbox"/> Software Installation	(FD SFTWRIN)	\$29.99²
<input type="checkbox"/> Memory Installation	(FD MEMININ)	\$29.99
<input type="checkbox"/> Desktop Computer Cleaning	(SFTS-CLEAN)	\$14.99
<input type="checkbox"/> Laptop Computer Cleaning	(FD PCLEAN x 3)	\$44.97
<input type="checkbox"/> Online Backup Service	(CSI RMTBACKUP)	\$4.99/mo

¹After \$40 Norton Internet Security™ mail-in rebate.

²Software not included in price.

³Diagnostic charge required in addition to this service

Promised completion date _____		By signing below, I have agreed to the terms and conditions, and return policy on the back of this form. In addition, I acknowledge and agree that it is my responsibility to back up all software and data that is stored on my computer or any of its peripherals. I agree Circuit City® and/or third party affiliates are not at any time responsible for any loss, alteration, or corruption of any software, data, or files.	
Receiving technician _____	Date _____	Customer drop-off signature _____	Date _____
Completed by _____	Date _____	Customer pick-up signature _____	Date _____

ATTACHMENT 14


DECLARATION

I, Brian F. Borger, do hereby state the following:

That Sheryl Borger purchased a Compaq Presario Computer system at Circuit City.

That Sheryl Borger took the tower to the store for a diagnostic. It crashed and was discarded - we no longer have the tower.


That on January 16, 2009, Sheryl A. Borger and I went to the Circuit City, Taylor, Michigan, store to obtain the replacement tower that was promised by the manager of the store. The manager was in meetings with the employees and was not available to address the issue. We spoke with an assistant manager who gave Sheryl A. Borger the telephone number for the corporate offices.


6/18/09

Brian F. Borger

Date

I Pamela J. Ronan witnessed Brian F. Borger
Sign this Document this 18th Day of June 2009.



Pamela J. Ronan

PAMELA J. RONAN
Notary Public, Wayne County, Michigan
Acting in Wayne County
My Commission Expires May 5, 2014

ATTI

Inbound Computer Info

Computer Brand: COMPAQ Model: Compaq Serial #: 32
Additional Items: CPQ50005 Ticket #: 3611 074466

Customer Information

Last Name: Borger First Name: Sheryl Cell Phone #:
Address: 3654 Lynne Drive Apt/Suite #:
City: Rockwood State: MI Zip Code: 48173 Home Phone #: 734-379-9632
Email:

In Store Services

- ☒ **Diagnostic** free (CSI DIAGNOS or CSCHECKCA12) **\$59.99**
Complete hardware and software diagnostic of your PC (Hardware diagnostic may be covered by Circuit City Advantage, see a technician for details).
- ☐ **Operating System and Security Service** (CSI DIAGNOS, CSI CHECKPC, CSI OPSYMIN, CSI PCSET) **\$269.98¹**
Complete hardware and software diagnostic of your PC.
Removal of viruses and spyware, or a complete backup of your data files and system restoration if virus/spyware is not removable.
Install Norton Internet Security™ (AntiVirus and Firewall).
Install SpySweeper™ AntiSpyware.
- ☐ **Operating System Service** free (CSI DIAGNOS, CSI CHECKPC, CSI OPSYMIN) **\$159.97**
Complete hardware and software diagnostic of your PC.
Removal of viruses and spyware, or a complete backup of your data files and system restoration if virus/spyware is not removable.
- ☐ **Advanced Security Setup** (CSI PCSET, CSI WINUPDATE) **\$139.97¹**
Install Norton Internet Security™ (AntiVirus and Firewall).
Install SpySweeper™ AntiSpyware.
Update Windows® with the latest Microsoft® patches.
Enhance the speed and functionality of your computer.
- ☐ **System Tune-Up** (CSI SYMTUNE) **\$29.99**
Optimize your PC to boot up faster, and remove unnecessary programs that take up your resources.
- ☐ **Microsoft® Office Installation** (CSI SFTWRIN) **\$158.98**
Install Microsoft® Word, Excel, PowerPoint®, and Outlook® onto your PC (Software not licensed for commercial use). A must have for any student!
- ☐ **Data Migration** (CSI DATAMIG) **\$59.99**
Bring in your old functional computer or hard drive and we'll transfer your documents, pictures, and music to your new computer (Per 10GB).
- ☐ **Data Recovery** (CSI DATAMIG) **\$229.00**
Bring in your hard drive, and we'll recover data from it. Requires the hard drive to spin-up.
- ☐ **System Customization** (CSI SYMCUST) **\$24.99**
Customize your new computer with a personalized username, background, screensaver, etc...
- ☐ **Windows Updates Installation** (CSI WINUPDATE) **\$29.99**
Update Windows® with the latest Microsoft® patches
- ☐ **OS Installation/Upgrade with Driver Search** (CSI OPSYMIN, CSI TECH30) **\$89.98²**
Install your Operating System, and manually search for the hardware drivers. Perfect if you don't have your restore CDs anymore.
- ☐ **OS Installation/Upgrade** (CSI OPSYMIN) **\$59.99²**
- ☒ **Malware Removal** (CSI MALREMOVE) **\$79.99**
- ☐ **I/O Card Installation** (CSI ICARDIN) **\$39.99**
- ☐ **Drive Installation** (CSI UPGRADE) **\$49.99**
- ☐ **Peripheral Installation** (CSI PERINST) **\$29.99**
- ☐ **ISP Software Installation** (CSI ISPINSTA) **\$29.99**
- ☐ **Software Installation** (CSI SFTWRIN) **\$28.99²**
- ☐ **Memory Installation** (CSI MEMINSTA) **\$29.99**
- ☐ **Desktop Computer Cleaning** (CSI PCLEAN) **\$14.99**
- ☐ **Laptop Computer Cleaning** (CSI PCLEAN x 3) **\$44.97**

119.97
- 57.00
= 62.97
\$ 62.97

¹After \$40 Norton Internet Security™ mail-in rebate.

²Software not included in price.

Promised completion date

8-4-06

Receiving technician

Date

Completed by

Date

By signing below, I have agreed to the terms and conditions, and return policy on the back of this form. In addition, I acknowledge and agree that it is my responsibility to back up all software and data that is stored on my computer or any of its peripherals. I agree Circuit City® and/or third party affiliates are not at any time responsible for any loss, alteration, or corruption of any software, data, or files.

Customer drop-off signature

Date

Customer pick-up signature

Date

* A TOWER IS HARDWARE

C City

374-1113

7-28-2006

Chris

Cag

5-8-4-06

No Trojans

10 - Adware / Spyware

Paid Program to remove ? (D) Cost \$ _____

have to save program + files another hard drive
then remove
format - No extra charge
VIRUS

DICK

Circuit City Stores, Inc.

Store 3611
TAYLOR, MI 48180-5230
(734) 374-1113

10:26:08 07/28/06

Sold to:

Orig Date 07/28/06

CUSTOMER COPY

Ticket
361102618283

Item	Qty	Model	Description	Tax	Amount
1 SL	1	CSI CHECKPC	PC INSTALLATIONS	Y	.01
2 SL	1	CSI MALREMOVE	PC INSTALLATIONS	Y	39.99

Non-Taxable	\$	40.00
TOTAL PURCHASE	\$	40.00
MCG 028110	\$	40.00
BALANCE	\$	0.00

You may be eligible to earn Circuit City Reward Points!
Apply for a Circuit City Rewards Credit Card today. See
a store associate for details.

Shop with us online at circuitcity.com.

Item

CM FOR HOME DELIVERY QUESTIONS CALL 810-523-2228

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Take Circuit City's "Customer First" Survey

Queremos saber su opinion

Conteste nuestra encuesta por Internet

We are anxious to hear about your shopping experience!
Get a chance to win one of five \$1,000 Circuit City Gift
Cards by taking a few minutes to answer a short survey at:

www.circuitcity.com/survey

You will need the following customer code
to enter on-line:

R4K 3NDS FGRL

No purchase necessary.
See Circuit City stores for details.
Void where prohibited.

Thanks for making your purchase at Circuit City!

Circuit City Stores, Inc.

Store 3611
TAYLOR, MI 48180-5230
(734) 374-1113

10:26:08 07/28/06

CUSTOMER COPY

Trans #: 361102618283

Merchant#: 090430728

Register#: 37 Cashier: 031572

Adse Desc: Consumer Electronics / Home Office

Type	Cardholder/Account#	App Cde	Txn	Amount
MCG	BORGER /SHERYL	028110	Sale	\$ 40.00
*****3596				

The cardholder agrees to the credit card amount shown
hereon and agrees to perform the obligations set forth
in the cardholders agreement with the issuer.

Signature:

Sheryl A. Borger

Gregg M. Galardi, Esq.
Ian S. Fredericks, Esq.
SKADDEN, ARPS, SLATE, MEAGHER &
FLOM, LLP
One Rodney Square
PO Box 636
Wilmington, Delaware 19899-0636
(302) 651-3000

Dion W. Hayes (VSB No. 34304)
Douglas M. Foley (VSB No. 34364)
MCGUIREWOODS LLP
One James Center
901 E. Cary Street
Richmond, VA 23219 0636
(804) 775-1000

- and -

Chris L. Dickerson, Esq.
SKADDEN, ARPS, SLATE, MEAGHER &
FLOM, LLP
333 West Wacker Drive
Chicago, Illinois 60606
(312) 407-0700

Counsel to the Debtors and
Debtors in Possession

Case 08-35635-KRH

RESPONSE ATTACHED.

REQUEST FOR HEARING, AS APPLICABLE.